

EXHIBIT

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

JACQUES RIVERA,

Plaintiff,

v.

REYNALDO GUEVARA, STEVE  
GAWRYS, DANIEL NOON, JOHN  
GUZMAN, JOSEPH FALLON, JOSEPH  
SPARKS, PAUL ZACHARIAS, GILLIAN  
MCLAUGHLIN, JOHN LEONARD,  
EDWARD MINGEY, RUSSEL  
WEINGART, the ESTATE OF ROCCO  
RINALDI, Chicago Police Detectives, and  
the CITY OF CHICAGO,

Defendants.

Case No. 12 C 4428

Judge Joan B. Gottschall

JURY TRIAL DEMANDED

**DEFENDANT CITY OF CHICAGO'S RESPONSE  
TO PLAINTIFF'S FIRST SET OF INTERROGATORIES.**

NOW COMES Defendant City of Chicago (the "City"), by and through its undersigned attorneys, and for its answer to Plaintiff's first set of interrogatories.

**INTERROGATORIES**

14. State whether or not the City had at the time of the Valentin homicide investigation policies or practices that prohibited its detectives from documenting the results of lineup identifications where the eyewitness viewing the lineup chose a “filler” as opposed to the suspect. If the City denies that its policies or practices required detectives not to document eyewitness identifications of fillers, please (a) provide the complete basis for that denial, including any and all evidence, witnesses, or documents that support that denial, and (b) produce any example of a lineup report within 20 years of the Valentin murder that documents that an eyewitness did in fact choose a filler. When Plaintiff uses the term “filler” in this interrogatory, Plaintiff refers to a person who is inserted by the detectives into the lineup other than the person suspected of having committing the crime.

ANSWER: Defendant City objects to this interrogatory. This interrogatory is unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. *See* Defendant City’s Motion for Protective Order Barring Plaintiff’s Request for Admission.

Date: February 11, 2013

Respectfully Submitted,  
CITY OF CHICAGO

/s/ Erin N. Bybee

One of its attorneys

Eileen E. Rosen  
Stacy A. Benajamin  
Erin N. Bybee  
ROCK FUSCO & CONNELLY, LLC  
321 N. Clark Street, Suite 2200  
Chicago, Illinois 60602  
(312) 494-1000

### PROOF OF SERVICE

The undersigned, an attorney, states that a true and correct copy of **Defendant City of Chicago's Response to Plaintiff's First Set of Interrogatories** was served upon the attorneys listed on the attached Service List, on February 11, 2013, by electronic mail and by depositing a copy of the same in the U.S. Mail at 321 North Clark Street, Suite 2200, Chicago, Illinois 60654 before the hour of 5:00 p.m. on Monday, February 11, 2013.

/s/ Erin N. Bybee

Erin N. Bybee

Eileen E. Rosen  
Stacy A. Benjamin  
Erin N. Bybee  
ROCK FUSCO & CONNELLY, LLC  
321 N. Clark Street, Suite 2200  
Chicago, Illinois 60602  
(312) 494-1000  
(312) 494-1001

**SERVICE LIST**

Loevy & Loevy  
Attn: Arthur Loevy  
312 North May Street, Ste. 100  
Chicago, Illinois 60607  
[loevylaw@loevy.com](mailto:loevylaw@loevy.com)  
[jon@loevy.com](mailto:jon@loevy.com)  
[elizabethm@loevy.com](mailto:elizabethm@loevy.com)  
[russell@loevy.com](mailto:russell@loevy.com)  
[mike@loevy.com](mailto:mike@loevy.com)  
[steve@loevy.com](mailto:steve@loevy.com)  
[anand@loevy.com](mailto:anand@loevy.com)

Roderick MacArthur Justice Center  
Northwestern University School of Law  
Attn: Locke E. Bowman  
375 East Chicago Ave.  
Chicago, Illinois 60611  
[l-bowman@law.northwestern.edu](mailto:l-bowman@law.northwestern.edu)  
[a-vanbrunt@law.northwestern.edu](mailto:a-vanbrunt@law.northwestern.edu)

Bluhm Legal Clinic  
Northwestern University School of Law  
Attn: J. Samuel Tenenbaum  
375 East Chicago Avenue  
Chicago, Illinois 60611  
[s-tenenbaum@law.northwestern.edu](mailto:s-tenenbaum@law.northwestern.edu)

The Sotos Law Firm  
Attn: James G. Sotos  
550 East Devon Ave., Ste. 150  
Itasca, Illinois 60143  
[jsotos@jsotoslaw.com](mailto:jsotos@jsotoslaw.com)  
[cgolden@jsotoslaw.com](mailto:cgolden@jsotoslaw.com)  
[eeckl@jsotoslaw.com](mailto:eeckl@jsotoslaw.com)  
[jgiven@jsotoslaw.com](mailto:jgiven@jsotoslaw.com)